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**Proposed Lead Counsel for Proposed Lead Plaintiffs and the Class, Counsel for Michael Mitchell**

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

MICHAEL MITCHELL, Individually And On  
Behalf of All Others Similarly Situated,

Plaintiff,

vs.

PEGASUS WIRELESS CORPORATION,  
JASPER KNABB, STEPHEN DURLAND and  
ALEX TSAO,  
Defendants.

No. 06-cv-6969 (MHP)

**STIPULATION AND ~~PROPOSED~~ ORDER  
CONTINUING THE INITIAL CASE  
MANAGEMENT CONFERENCE AND  
CASE MANAGEMENT DEADLINES**

**Hon. Marilyn H. Patel**

1 WHEREAS Plaintiff Michael Mitchell filed this securities fraud class action on November 7,  
2 2006 and Plaintiff Kathleen Murphy file a related action No. 06-cv-7955 (MMC);

3 WHEREAS the Order Setting Initial Case Management Conference lists March 19, 2007 as  
4 the deadline to file initial disclosures, the Case Management Conference Statement and the Rule  
5 26(f) Report and sets March 26, 2007 as the date for the Initial Case Management Conference, while  
6 ADR Deadlines required the filing of ADR certification on March 5, 2007;

7 WHEREAS competing lead plaintiff and lead counsel motions were filed January 8, 2007  
8 and argued before the Court on February 26, 2007, but no order has yet been entered pursuant to 15  
9 U.S.C. § 78u-4(a)(3)(B) and 15 U.S.C. § 78u-4(a)(3)(B)(v) awarding control of the consolidated  
10 actions to particular plaintiffs and their counsel;

11 WHEREAS the Court ordered on February 1, 2007 that defendants do not have to respond to  
12 the current complaint and have 30 days to respond to a consolidated complaint or a complaint that is  
13 designated as the operative complaint;

14 WHEREAS the parties believe that it would be inefficient to hold a case management  
15 conference before designation of a lead plaintiff and a lead counsel and provide initial disclosures  
16 while discovery is stayed pursuant to 15 U.S.C. § 78u-4(b)(3)(B);

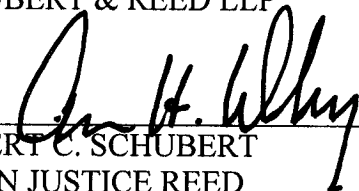
17 THEREFORE, the parties hereby stipulate, and request the Court to order that:

18 1. The initial case management conference scheduled for March 26, 2007 is continued  
19 to a mutually agreeable time after the Court rules on the competing lead plaintiff and lead counsel  
20 motions.

21 2. The deadlines governing ADR certification, initial disclosures, and the Rule 26(f)  
22 report are continued until those deadlines can be discussed and/or reset at the initial case  
23 management conference.

24 DATED: March 19, 2007

SCHUBERT & REED LLP

25  
26 By:   
27 ROBERT C. SCHUBERT  
28 JUDEN JUSTICE REED  
WILLEM F. JONCKHEER  
AARON H. DARSKY

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*Counsel for Plaintiff Mitchell*

DATED: March 19, 2007

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San Jose, California 94113  
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*Counsel for Pegasus Wireless Corporation.*

\* \* \*

#### ORDER

Based upon the stipulation of the parties, and good cause appearing, the Initial Case Management Conference is hereby continued from March 26, 2007 to a mutually agreeable time to be set after the Court rules on the competing lead plaintiff and lead counsel motions and the deadlines governing ADR certification, initial disclosures, and the Rule 26(f) report are continued until those deadlines can be discussed and/or reset at the initial case management conference.

Date: March 20, 2007



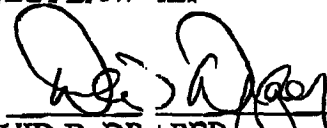
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*Counsel for Plaintiff Mitchell*

DATED: March 19, 2007

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*Counsel for Pezarus Wireless Corporation.*

\* \* \*

### ORDER

Based upon the stipulation of the parties, and good cause appearing, the Initial Case Management Conference is hereby continued from March 16, 2007 to a mutually agreeable time to be set after the Court rules on the competing lead plaintiff and lead counsel motions and the deadlines governing ADR certification, initial disclosures, and the Rule 26(f) report are continued until those deadlines can be discussed and/or reset at the initial case management conference.

Date:

\_\_\_\_\_  
United States District Judge